

## **EXHIBIT 28**

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By Email

Kathy L. Osborn  
Faegre Baker Daniels  
300 N. Meridian Street, Suite 2700  
Indianapolis, Indiana 46204-1750

Dear Ms. Osborn:

We received productions on June 25, 26, and 27 and write to follow up on several points:

First, we wish to know whether additional productions will be forthcoming. If there will be additional productions, please let us know when we can expect them and what categories of documents they will contain.

Second, during our June 4 meet and confer, you stated that you would inform us if you withheld any documents that were responsive to our requests and were located in the United States. Could you please let us know if you have done so?

Third, you similarly stated during our June 4 meet and confer and in subsequent correspondence that your production in this litigation would encompass a substantial amount, but not necessarily all, of the materials Thomson SA submitted to the European Commission in connection with the EC CRT investigation. Please let us know

Kathy L. Osborn

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if you have in fact withheld any materials that were submitted by Thomson SA to the EC and the basis for withholding these documents. You also stated in your June 17 letter that you are continuing to evaluate what documents you will produce responsive to our requests related to the business-entity documents showing the relationship between Thomson SA and its subsidiaries and Thomson SA to the United States. Please let us know if those materials have been produced, or if more materials are forthcoming.

Fourth, at our meet and confer and in the ensuing correspondence, four individuals located in the United States were identified that we may wish to depose: Jackie Taylor-Boggs, James Hanrahan, Alex Hepburn, and Jack Brunk. Accordingly, we seek production of responsive documents over which they have or had custody. We intend to notice their depositions promptly once we receive their documents, so we would also like to know what dates these individuals would be available for depositions. At the time of our last communication, Mr. Brunk had not been located. Please notify us if he has been located so that we may proceed appropriately.

Thank you for providing proposed dates for a Rule 30(b)(6) deposition. We note as a procedural matter that under the Discovery Protocol in this matter (Dkt. No. 1128), the DPP class and the direct-action plaintiffs are collectively entitled to 18 hours of English-language testimony per defendant group, so at a minimum we will need to set aside two days of deposition testimony initially. We are continuing to review the materials you recently produced and will contact you soon about scheduling the deposition.

Finally, we wish to confirm that you continue to intend to withhold all responsive documents that are located in France on the basis of the French blocking statute.

Because we are mindful of the September 5 deadline, we are eager to resolve these issues promptly.

Very truly yours,

*/s/ Craig A. Benson*

Craig A. Benson